

1 **RICHARD A. SCHONFELD, ESQ.**  
2 **Nevada Bar No. 6815**  
3 **CHESNOFF & SCHONFELD**  
4 **520 South Fourth Street**  
5 **Las Vegas, Nevada 89101**  
6 **Telephone: (702)384-5563**  
[rschonfeld@cslawoffice.net](mailto:rschonfeld@cslawoffice.net)

7 **Attorney for Defendant, SALEUMKIAT KAYARATH**

8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 \* \* \* \* \*

12 **UNITED STATES OF AMERICA** )  
13 )  
14 v. )  
15 )  
16 **SALEUMKIAT KAYARATH, et al.** )  
17 )  
18 **Defendant.** )  
19 )  
20 )  
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22 )  
23 )  
24 )  
25 )

26 **STIPULATION TO CONTINUE THE HEARING RE REVOCATION OF SUPERVISED**  
27 **RELEASE SCHEDULED FOR OCTOBER 31 AT 9:00 A.M.**

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29 **IT IS HEREBY STIPULATED AND AGREED**, by and between the United States of  
30 America, by and through Assistant United States Attorney David C. Kiebler, Esq., and Defendant,  
31 **SALEUMKIAT KAYARATH**, by and through his attorney Richard A. Schonfeld, Esq., that the  
32 Revocation of Supervised Release Hearing currently scheduled for October 31, 2023, in this matter  
33 be vacated and continued to a date and time after March 18, 2024, as Defendant has his State court  
34 trial on March 11, 2024.

35 This Stipulation is entered into for the following reasons:

36 1. The parties have met and conferred and believe that for judicial economy purposes  
37 the revocation proceedings should be continued until after March 18, 2024, so that the case of *State*  
38 *of Nevada v. Kayarath* C-23-374424-1, which forms the basis for the highest level violation in the

1 Petition, can proceed to disposition. That case is scheduled for trial on March 11, 2024;

2 2. That Counsel for Defendant has been in communication with Assistant United States  
3 Attorney David C. Kiebler and there is no objection to the continuance as outlined above;

4 3. The Defendant consents to the continuance being sought herein;

5 4. Additionally, denial of this request for continuance would result in a miscarriage of  
6 justice;

7 5. The additional time requested in this Stipulation is excludable in computing the time  
8 within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United States  
9 Code, Sections 3161(h)(1)(D) and 3161(h)(7)(A) when considering the factors under Title 18, United  
10 States Code, Sections 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv);

11 13 **DATED** this \_\_\_\_ day of October, 2023.

14 15 **UNITED STATES ATTORNEY**

16 /s/ David C. Kiebler

17 **DAVID C. KIEBLER, AUSA**

18 501 Las Vegas Blvd. South, Suite 1100  
19 Las Vegas, Nevada 89101  
Attorney for Plaintiff  
Tel: (702) 388-6336

14 15 **CHESNOFF & SCHONFELD**

16 /s/ Richard A. Schonfeld

17 **RICHARD A. SCHONFELD, ESQ.**

18 520 South Fourth Street  
19 Las Vegas, Nevada 89101  
Attorney for Defendant, Saleumkiat Kayarath  
Tel: (702) 384-5563

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## **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

Having considered the Stipulation of the Parties, and good cause being shown, the Court hereby finds and Orders as follows:

1. The parties have met and conferred and believe that for judicial economy purposes the revocation proceedings should be continued until after March 18, 2024, so that the case of *State of Nevada v. Kayarath* C-23-374424-1, which forms the basis for the highest level violation in the Petition, can proceed to disposition. That case is scheduled for trial on March 11, 2024;

2. That Counsel for Defendant has been in communication with Assistant United States Attorney David C. Kiebler and there is no objection to the continuance as outlined above;

3. The Defendant consents to the continuance being sought herein;

4. Additionally, denial of this request for continuance would result in a miscarriage of justice;

5. The additional time requested in this Stipulation is excludable in computing the time within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Sections 3161(h)(1)(D) and 3161(h)(7)(A) when considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv);

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## ORDER

**IT IS THEREFORE ORDERED** that the Revocation of Supervised Release Hearing currently scheduled for October 31, 2023, at the hour of 9:00 a.m. be continued to April 2, 2024, at 11:00 a.m.

Dated this 30 day of October, 2023.

Submitted by:

Gloria M. Navarro, District Judge  
UNITED STATES DISTRICT COURT

*/s/ Richard A. Schonfeld*

**RICHARD A. SCHONFELD, ESQ.**  
Nevada Bar No. 6815  
520 South Fourth Street  
Las Vegas, Nevada 89101  
[rschonfeld@cslawoffice.net](mailto:rschonfeld@cslawoffice.net)

Attorney for Defendant